

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Klinman et al.

Application No. 10/666,022

Filed: September 17, 2003

Confirmation No. 7954

**For:** METHOD OF TREATING AND  
PREVENTING INFECTIONS IN  
IMMUNOCOMPROMISED SUBJECTS  
WITH IMMUNOSTIMULATORY CPG  
OLIGONUCLEOTIDES

Examiner: Nita Minnifield

Art Unit: 1645

Attorney Reference No. 4239-66899-01

MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent  
for Applicant(s)

Date Mailed December 8, 2006

TRANSMITTAL LETTER

Enclosed is an Amendment and Response to Restriction Requirement for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED

| For                                     | No. after amendment | No. paid for previously | Present Extra | Rate     | Fee      |
|---|---------------------|-------------------------|---------------|----------|----------|
| Total Claims                            | 26                  | - 25*                   | = 1           | \$50.00  | \$ 50.00 |
| Indep. Claims                           | 3                   | - 4**                   | = 0           | \$200.00 | \$ 0.00  |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT |                     |                         |               |          | \$50.00  |

\* greater of twenty or number for which fee has been paid.

\*\* greater of three or number for which fee has been paid.

☒ A check in the amount of \$50.00 is attached.

☒ Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

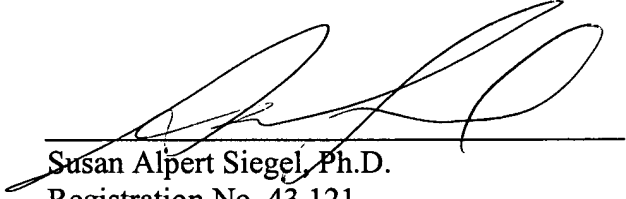
- ☒ If the Patent and Trademark Office determines that this amendment results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

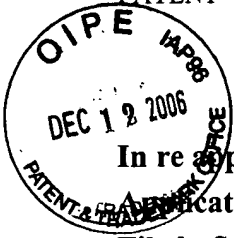
One World Trade Center, Suite 1600  
121 S.W. Salmon Street  
Portland, Oregon 97204  
Telephone: (503) 595-5300  
Facsimile: (503) 595-5301

By



Susan Alpert Siegel, Ph.D.  
Registration No. 43,121

cc: Docketing



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Klinman et al.

Application No. 10/666,022

Filed: September 17, 2003

Confirmation No. 7954

For: METHOD OF TREATING AND  
PREVENTING INFECTIONS IN  
IMMUNOCOMPROMISED SUBJECTS  
WITH IMMUNOSTIMULATORY CPG  
OLIGONUCLEOTIDES

Examiner: Nita Minnifield

Art Unit: 1645

Attorney Reference No. 4239-66899-01

MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent  
for Applicant(s)

Date Mailed December 8, 2006

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

This responds to the Office action dated November 9, 2006. A one-month period for reply was set, making this response due on or before December 9, 2006.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2.

**Remarks** begin on page 6.

**Conclusion** begins on page 8.